

FIGHT FOR FORTUNE

CHILDREN OF AMOS KIMBERLY FILE SUIT TO BREAK \$1,500,000 WILL.

HISTORY OF THE FORTUNE IS TRAGIC IN DETAIL

Fortune Was Founded by Pittsburgh Man, a Brother of Amos Kimberly—Children By First Wife Allege Their Father Was Mentally Unsound When Will Was Made.

Muscantine, Sept. 1.—Suit was filed to break the will of the late Amos Kimberly, of West Liberty, Tuesday by two of his children, S. O. Kimberly and Viola Jane De Lanier. The estate, which is contested, amounts to nearly a million and a half and the fight for its possession promises to be one of the most spectacular legal battles in eastern Iowa for years.

History of Fortune Tragic. The history of the immense fortune and the tragic fate of the man who died before he got possession of it will give all the settings for a great legal battle. Amos Kimberly's brother, a Pittsburgh man, made a fortune in the iron and steel business and in the year 1893 passed away. He willed \$1,500,000 to his brother Amos, of West Liberty. Before the estate was settled and the amounts apportioned to the heirs, Kimberly died and the fortune was left to his estate without him ever receiving benefit therefrom.

Children Bring Suit. The two children, the contestants by his first wife, were not given a share in the fortune by his will which was dated June 22, 1893. They in turn have now brought suit against the five children, Mary Kimberly, Marie Kimberly, David W. Kimberly, Amos Kimberly, Jr., and Nellie Sanker, asking that the will be set aside and that the widow be allowed her share and the rest be distributed according to law. They allege that they had no notice of the filing of the will or of its admission to the probate court of Muscantine county.

Allege He Was Unsound Mentally. They also allege that the said Amos Kimberly was of unsound mind at the time he drew up the will and that undue influence was brought to bear upon him. Kimberly was a former resident of Cedar county, occupying a magnificent home a short distance north of West Liberty. A few years ago the mansion was practically wrecked by an explosion of the acetylene plant in the cellar. Following that he removed to West Liberty and made his home at that place when he died. The case will be watched with great interest in Muscantine when it comes to trial. Two New York lawyers are bringing the suit.

BIG MONEY FOR TITLES.

Keokuk and Hamilton Water Company Options Will Cost \$375,000.

Keokuk, Sept. 1.—The titles to 225 pieces of property on which options, expiring Dec. 31, are held by the Keokuk and Hamilton Water Power Company, will be abstracted within the next six weeks. Work will commence on Monday and will cost the company about \$3,000. This announcement, coming from the office of the company in this city, strengthens the belief that all of the options now held will be taken up before the date of expiration, by which time many details, dealing both with the financial organization and the physical work, shall have been worked out and the construction can be pushed forward to an early completion of the project.

In round figures the 225 pieces of property, lying both on the Iowa and Illinois sides of the river, will cost the water power company \$375,000. This land has a frontage of nineteen miles on each side of the river, 70 per cent of which is under option on the Iowa side and 30 per cent on the Illinois side. It is difficult to estimate the acreage comprised by this land, because for the most part it is narrow strips extending but a short distance from the river. Horace F. Anthony, engineer for the water power company, has arrived home from the west and will lend the abstractors some assistance in this work.

TO EUROPE FOR HORSES.

H. C. Lowery, Nevada Importer, Off on Twenty-Eighth Trip.

Nevada, Sept. 1.—H. C. Lowery, a well known importer of pure bred Percheron horses of this city, accompanied by Sam S. Hanson, a banker, farmer and stockman of Collins, and a man by the name of Wilkinson, of Mitchellville, left Tuesday for New York, from which port they will sail for Europe. They will spend some weeks in France, much of the time near Paris and will purchase about a hundred head of Percheron stallions, mares and colts.

UP TO OTTUMWA.

City Appoints Committee to Raise \$100,000 for Interurban.

Iowa City, Sept. 1.—Hon. O. A. Byington, Frank Tanner and other members of the Iowa City-Ottumwa Interurban Railway Company, are home from Ottumwa, where they report an enthusiastic mass meeting was held. A committee was appointed to go forth in the highways and byways and raise \$100,000 for stock and right of way, and the Iowa Cityans predict that the Ottumwa people will quickly fulfill their obligations.

LUTHER LEAGUE IN SESSION.

State Gathering of Norwegian Young People Opens at Eagle Grove.

Eagle Grove, Sept. 1.—The seventh annual convention of the Luther League of Iowa began a three days' session last evening. The exercises are all in English. Large delegations of young people and many leading ministers and Lutheran workers are present. The exercises are held in the newly repaired church, and include music, sermons and addresses. The address of welcome was by Rev. Mr. Thorson and was responded to by Rev. Mr. Lauris, president of the Iowa

MANY NEW PRIESTS

SEVENTEEN OUT OF CLASS OF TWENTY TO ENTER PREPARATORY SEMINARIES.

FOUR MEMBERS TO TAKE EXTENDED COURSE ABROAD

Cletus C. Miller and Anton L. Lorenz, Both of Dubuque, Will Go to Rome—Others to St. Paul Seminary—List of Graduates and Their Places of Residence.

Dubuque, Sept. 1.—Of the class of twenty graduates who completed the collegiate course at St. Joseph's College in June, seventeen will enter the seminaries to prepare themselves for the priesthood. This is by far the largest class that has ever gone forth from the local institution. Four members of the class will go abroad for a four years' course of study, Cletus C. Miller and Anton L. Lorenz, both of this city, going to the American College at Rome, and William H. Schulte of Elgin, Neb., John Howell of Eagle Grove to Fribourg, Switzerland, Frank M. Kelly, of Galena, Ill., will go to Baltimore, Md., and the remaining twelve will go to St. Thomas' Seminary, St. Paul, They are:

John L. Byrne, Monticello, N. Dak.; C. J. Hoff, Milwaukee, Wis.; Louis C. Ickel, Independence, Mo.; William E. Lawler, Clinton, Mo.; Ambrose L. McGreevy, Ackley, Iowa; James J. Whalen, Waukon, Iowa; James A. Brady, Clinton, Mo.; Peter L. Friedman, La Motte, Mo.; Frank S. Lankford, Des Moines, Ia.; Henry N. Mantermach, Cascade, Ia.; Joseph H. Schulte, Cascade, Ia.; John J. Wilhelm, Cadott, Wis. The young men will leave for the various seminaries within the next week.

STATE DAY AT FAIR

Governor and Other Officials Greeted by Thousands at Annual Reception—Attendance Today May Reach 75,000.

Des Moines, Sept. 1.—Thousands of people from every section of Iowa and from other states crossed the east veranda of the administration building yesterday morning to shake hands with Governor Carroll and the state officials. It was the annual reception of the state officials tendered each state day. The sun came out early and dispelled the rain clouds which hovered in the early morning sky.

With Governor Carroll were Secretary of State William C. Hayward, Auditor of State John L. Bleakley, Treasurer of State W. W. Morrow, Railroad Commissioners D. J. Palmer and N. S. Ketchum, Allotment General Logan in full dress uniform, President Charles Cameron of the state fair association and several of the lesser lights of Iowa officialdom. Attorney General Byers was not present.

According to estimates made yesterday afternoon today's attendance will reach 65,000 and possibly 75,000.

STATE INSTITUTION NEEDS.

Presidents of Three to Meet With Iowa Educational Board Next Week.

Des Moines, Sept. 1.—The state board of education convenes at Cedar Rapids, Sept. 7 and 8, to consider the needs of the state institutions for the coming two years. The presidents of the three institutions will meet with the board. First of importance will be the fire-proofing of the administration building at the state university. It was formerly used as the capitol building of the territory of Iowa and of late years has housed the officers of the institution. The expense will be nominal.

The library and gymnasium buildings of Ames are yet to be erected. The Iowa State Teachers' College at Cedar Falls will ask for an additional class room. The women of the state will ask for a woman's building at the state university.

SHAFT TO SOLDIER DEAD.

Site Selected For Civil War Veterans of Union County.

Creston, Sept. 1.—The site for the soldiers' and sailors' monument to be erected in Union county, to the memory of departed heroes of the civil war, by the Union and Potter relief corps of this city, has been decided upon, and it will be placed in McKinley park in this city. The figure will represent a soldier at parade rest and will be from Barre granite, twelve feet in height. The pedestal will be on the same plan as the Mahaska statue at Oskaloosa, made by Sherry Fry.

INJURED AT STATE FAIR.

Indianola Man Thrown From "Roulette" Wheel and Badly Hurt.

Des Moines, Sept. 1.—While enjoying himself on the "human roulette" wheel at the fair grounds yesterday afternoon, J. N. Cole, of Indianola, was thrown from his balance against a projecting board. He was struck in the back of the head, and according to the report from the emergency hospital, he will not likely recover. This is the first accident, fatal in nature, to occur at the fair grounds this year.

TEACHERS' WAGES RAISED.

Most Montgomery County Instructors Get Advances of \$5 to \$10.

Elliot, Sept. 1.—The majority of the townships of Montgomery county have advanced teachers' wages from \$5 to \$10 a month over previous wages for teachers with first class certificates. Some townships pay \$50 per month, while others pay \$45 and \$47.50 for teachers with first class certificates.

DEATH OF AFTON BANKER.

A. B. McDaniels, Prominent Business Man, Victim of Bright's Disease.

Afton, Sept. 1.—A. B. McDaniels, of Afton, is dead, after an illness of six weeks. An absence of the ear, with Bright's disease and complications, caused his death. He was one of the well known and prominent citizens of this place, a Mason, an Odd Fellow, and a Knight of Pythias, a heavy stockholder and vice president of the Afton bank, and a prominent druggist. His wife and aged parents survive him.

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FOLK "FERNING" TARIFF.

Would Read Democrats Out of Party Who Favor Protective Principle.

THREE OVER THE ROAD.

Mrs. Jennie French and Two Others Get Stiff Sentences at Creston.

Special to Times-Republican. Creston, Sept. 1.—Judge Evans in district court here sentenced Mrs. Jennie French to five years in the reformatory at Anamosa for conducting a house of prostitution. U. S. Marshall, colored, receives a sentence of ten years in the penitentiary at Anamosa for large scale Frank Lewis, who pleaded guilty to the charge of forgery, was sentenced to fifteen years in the reformatory.

Mysterious Attack on Residence of Cherokee, Sept. 1.—The residence of Guy M. Gillette, a prominent Cherokee lawyer, was partially wrecked by a dynamite bomb which was placed under the front porch early yesterday morning. Mr. and Mrs. Gillette, who were in the house at the time, were shaken up but escaped unhurt. Gillette is not known to have any enemy and the affair is veiled in mystery. The explosion was so terrific that the whole town was awakened.

STUDENTS ARRIVE AT AMES.

Indications Point to a Very Large Attendance at Iowa State College.

Ames, Sept. 1.—Many arrivals indicate that the fall term of the Iowa State college will have the largest attendance in the history of the institution. College preparations are not started until next Monday but the classification of new students starts on Thursday. Every train brings in large numbers of new students and the day lines are already crowded with trunks.

IOWA NASSIES' CONVENTION.

Dates Fixed For Sept. 20-22 and Fort Dodge the Place.

Fort Dodge, Sept. 1.—Sept. 20, 21, and 22 are the dates selected by the executive committee of the Iowa Association of First and Second Class Postmasters for their annual convention in Fort Dodge, the dates having been agreed upon at a meeting of the committee held at Des Moines Tuesday and which was attended by Postmaster S. J. Robertson.

BEATEN BY THREE THUGS.

Cedar Falls Resident Severely Injured But Not Robbed.

Cedar Falls, Sept. 1.—William Beck, a resident of this city, was set upon by three thugs Tuesday night near the Rock Island depot, beaten, knocked down and severely injured. Nothing of value was taken from Mr. Beck and the authorities are without a clue to identify the perpetrators of the holdup.

Gypsum Company Sued for Damage.

Fort Dodge, Sept. 1.—Louis G. Voelker, a carpenter formerly in the employ of the United States Gypsum Company, has filed suit asking damages in the sum of \$1,000 as a result of injuries he is alleged to have suffered while in the employ of the company.

Injured by Breaking Bottle.

Hastings, Sept. 1.—While Henry McFarlan was attempting to extricate a cork from a bottle, the bottle broke, cutting his right wrist and severing one of the main arteries. He is getting along nicely.

Nineteenth Iowa Reunion.

Washington, Iowa, Sept. 1.—A reunion of survivors of the famous Nineteenth Iowa infantry regiment will be held at Farmington Sept. 29 to 30.

CHAPTER OF ACCIDENTS.

Mrs. John Lacey, Zearing, Seriously Hurt by Fall—Other Mishaps.

Special to Times-Republican. Nevada, Sept. 1.—Mrs. John W. Lacey of Zearing, sustained serious injuries in a fall at her home yesterday, and it is feared that she has suffered injuries to her head that may yet prove even more serious. She was in a chicken house looking after some work when she tripped and fell backwards. Her head, back and shoulders were badly bruised and she has since been unable to move her head. She suffers intense pain in her head.

Frank Ziegler, of Zearing, also had an arm broken in a fall.

Another serious accident occurred at Collins when Mrs. Frank Bence fell while going down cellar and suffered a severe cut on the head, with a possible concussion of the brain. Two ribs were also broken. The woman fell nearly the entire distance down the cellar stairway.

A couple of brothers named Allen were the principals in a bad runaway that occurred down near Collins. They were driving a fractious team and when about a mile east of town the neckyoke broke and the team started out on a mad pace down the road. The men were thrown from the rig but while the pole was broken into fragments, the buggy dragged along behind the speeding team for the distance of a mile and was but little damaged. Both men were bruised up but not seriously injured.

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Every Woman

is interested and should know about the Marvel Whirling Douche

THE YOUNG DRUGGIST FOR THE... Marvel Whirling Douche

Marvel Co., 44 E. 23d St., New York

For Sale by E. A. Morgan, Mail Orders Solicited.

WHEAT FLOUR HAVE IN MIND GOLD MEDAL FLOUR

ITCHING, BLEEDING ECZEMA WAS CURED By Cuticura After 5 Years of Suffering Beyond Description—Thought Death was Near—Calls Cure Wonderful.

ITCHING, BLEEDING ECZEMA WAS CURED. No tongue can tell how I suffered for five years with itching and bleeding eczema, until I was cured by the Cuticura Remedies, and I am so grateful I want the world to know, for what helped me will help others. My body and face were covered with sores. One day it would seem to be better, and then break out again with the most terrible pain and itching. I have been sick several times, but never in my life did I experience such awful suffering as with this eczema. I had made up my mind that death was near at hand, and I longed for that time when I would be at rest. I had tried many different doctors and medicines without success, and my mother brought me the Cuticura Remedies, insisting that I try them. I began to feel better after the first bath with Cuticura Soap, and one application of Cuticura Ointment. I continued with the Cuticura Soap and Cuticura Ointment, and have taken four bottles of Cuticura. Recipient and consider myself well. This was nine years ago and I have had no return of the trouble since. Any person having any doubt about this wonderful cure by the Cuticura Remedies can write to my address. Mrs. Albie Eason, 83 Inn Road, Battle Creek, Mich., Oct. 15, 1909.

\$1,000 It Is Agreed. The Iowa Savings Bank Marshalltown, Iowa

For Sale The Farm Known as the Myron Woodard Place. This is one of Marshall county's best farms, consisting of 240 acres, located nine miles west of Marshalltown, near Marshall county poor farm, two and one-half miles southwest of Lamolite, well improved, good house, slate roof, good barn and all necessary other building in good repair, well fenced, good water, a good orchard evergreen windbreak and near school. This place must be sold to settle the estate. For further particulars inquire of GEO. T. BURDICK, Executor LAMOILLE, IOWA.

Why Not Buy That Coal Now? Scranton Anthracite, Virginia Splint, Indiana Hocking, Jasper County Lump. W. T. SCOTT Phone 554. 502 South Center. All Kinds of Feed.

WATTERS' LAND AGENCY 10 South Third Avenue, Marshalltown, Iowa. WE OWN AND CONTROL 80,000 ACRES IN SOUTH DAKOTA, ALSO HAVE LANDS IN NORTH DAKOTA AND MINNESOTA. WANT LIVE AGENTS. LAND IS CONSTANTLY ADVANCING. WE MAKE \$0 RATE FOR THE ROUND TRIP FIRST AND THIRD TUESDAYS OF EACH MONTH. FOR FURTHER INFORMATION CALL OR WRITE REDFIELD, FLANDRAU, ABERDEEN, OR LEOLA, S. D., AND LEONARD, N. D., OR DETROIT, MINN. WE HAVE A LOT OF CHEAP LAND IN MONTANA FOR SALE. WE LEAD; OTHERS FOLLOW. J. H. WATTERS NELSON LACKEY W. A. LACKEY THE LACKEY LAND CO. IOWA AND DAKOTA LANDS CITY PROPERTY FOR SALE OR EXCHANGE Office Over Iowa Savings Bank Rooms 1 and 2 MARSHALLTOWN, IOWA. Telephone 593.

The Only Steam Presses in town are at the MEEKER. There are no cracked cuffs or wristbands on laundry done at the MEEKER. Cuffs and wristbands are not ironed, but pressed. The Up-to-Date Laundry. HIGHEST PRICES FOR THE... THE MEEKER'S FILLS